

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

ALOFT MEDIA, LLC,

Plaintiff,

v.

ORACLE CORPORATION, et al.

Defendants.

§
§
§
§
§
§
§
§
§
§
§
§
§

Civil Action No. 6:09-cv-304

JURY TRIAL DEMANDED

**PLAINTIFF ALOFT MEDIA, LLC'S ANSWER TO
DEFENDANT HALLIBURTON CO.'S COUNTERCLAIMS**

Plaintiff Aloft Media, LLC ("Aloft") responds to each of the numbered paragraphs of the Counterclaims of Halliburton Company ("Halliburton"), as set forth in its Original Answer to Plaintiff's Second Amended Complaint for Patent Infringement as follows:

COUNTERCLAIMS

JURISDICTION

1. Admitted.
2. Admitted.
3. Admitted.

PARTIES

4. Admitted.
5. Admitted.

BACKGROUND

6. Admitted.

7. Aloft admits that Halliburton has denied Aloft's claims of infringement and that Halliburton contends that the patents-in-suit are invalid and unenforceable, but Aloft denies any other allegations.

8. Aloft admits that an actual controversy exists between Halliburton and Aloft, but Aloft denies any other allegations.

COUNT I – DECLARATION OF NON-INFRINGEMENT

9. Aloft restates and incorporates by reference each answer to Counterclaim paragraph 1–8.

10. Admitted.

11. Denied.

12. Aloft admits that Halliburton seeks a declaration of non-infringement of the patents-in-suit, but Aloft denies any other allegations.

COUNT II – DECLARATION OF PATENT INVALIDITY

13. Aloft restates and incorporates by reference each answer to Counterclaim paragraph 1–12.

14. Denied

15. Aloft admits that Halliburton seeks a declaration that the patents-in-suit are invalid and/or unenforceable, but Aloft denies any other allegations.

PRAYER FOR RELIEF

Aloft denies that Halliburton is entitled to any relief, and specifically denies that Halliburton is entitled to any of the relief requested in paragraphs A-F of Halliburton's Prayer for Relief.

DEMAND FOR JURY TRIAL

Aloft demands a trial by jury on all issues so triable.

Dated: March 1, 2010

Respectfully submitted,

/s/ Danny L. Williams

Eric M. Albritton

Texas Bar No. 00790215

Adam Biggs

Texas Bar No. 24051753

Matthew C. Harris

Texas Bar No. 24059904

ALBRITTON LAW FIRM

P.O. Box 2649

Longview, Texas 75606

Telephone: (903) 757-8449

Facsimile: (903) 758-7397

ema@emafirm.com

aab@emafirm.com

mch@emafirm.com

T. John Ward, Jr.

State Bar No. 00794818

Ward & Smith Law Firm

P.O. Box 1231

Longview, Texas 75606-1231

Telephone: 903-757-6400

Facsimile: 903-757-2323

jw@jwfirm.com

Danny L. Williams

Texas Bar No. 21518050

Christopher N. Cravey

Texas Bar No. 24034398

Matthew R. Rodgers

Texas Bar No. 24041802

Michael A. Benefield

Indiana Bar No. 24560-49

WILLIAMS, MORGAN & AMERSON, P.C.

10333 Richmond, Suite 1100

Houston, Texas 77042

Telephone: (713)934-7000

Facsimile: (713) 934-7011
danny@wmalaw.com
ccravey@wmalaw.com
mrodgers@wmalaw.com
mbenefield@wmalaw.com

Counsel for Aloft Media, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by facsimile transmission and/or first class mail this 1st day of March, 2010.

Connie Kuykendall